

**UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF NEW YORK**

BETTYE J. TURNER,

Plaintiff,

-against-

CASE NUMBER:
1:11-cv-5146-DLC

ZIMMER, INC.; ZIMMER HOLDINGS, INC.;
WILSON/PHILLIPS HOLDINGS, INC. a/k/a ZIMMER
WILSON PHILLIPS AND ZIMMER ORTHOPAEDIC
SURGICAL PRODUCTS, INC.,

Defendants.

**DECLARATION OF PHOEBE A. WILKINSON IN SUPPORT OF
THE ZIMMER DEFENDANTS' MOTION TO STAY PENDING
TRANSFER TO MULTIDISTRICT PROCEEDING**

I, Phoebe A. Wilkinson, state as follows:

1. I am an attorney with the law firm of Chadbourne & Park LLP, counsel of record for the defendants, Zimmer Surgical, Inc. (f/k/a Zimmer Orthopaedic Surgical Products, Inc.), and Wilson/Phillips Holdings, Inc. (collectively, "the Zimmer Defendants"), in the above entitled action. I have personal knowledge of the matters stated herein and could competently testify to them.

2. A true and accurate copy of the Transfer Order [Doc. No. 110] in *In Re: Zimmer NexGen Knee Implant Products Liability Litigation*, (J.P.M.L. 2011) is attached as Exhibit A.

3. A true and accurate copy of the Notice Of Potential Tag-Along Action [Doc. No. 127] in *In Re: Zimmer NexGen Knee Implant Products Liability Litigation*, (J.P.M.L. 2011) is attached as Exhibit B.

4. The Zimmer Defendants' other counsel at Baker & Daniels LLP, Andrea Roberts Pierson and Haroon Anwar, tried contacting plaintiff's counsel by telephone regarding this motion but were unable to reach him.

I declare under penalty of perjury that the foregoing is true and correct. Executed on August 31, 2011.

s/ Phoebe A. Wilkinson